

Before the
Federal Communications Commission

Washington, D.C. 20554

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FEDERAL COMMUNICATIONS COMMISSION
 OFFICE OF THE SECRETARY

In the Matter of)
)
 Amendment of Section 73.202(b))
)
 Table of Allotments)
 FM Broadcast Stations)
)
 (Big Pine Key, Florida))

MM Docket No. 00-29
 RM-9821

To: Secretary, Federal Communications Commission

Comments of

Satellite Broadcasting Company

1. In response to the Commission's invitation to submit comments on the proposal discussed in the above captioned Notice of Proposed Rule Making, Satellite Broadcasting Company hereby informs the Commission of its continuing interest in operating an FM radio station providing commercial service to the community of Big Pine Key, Florida.
2. The aforementioned Notice of Proposed Rule Making contemplates the allotment of Channel 239A (95.7 MHz) to Big Pine Key, Florida, as the community's second local FM service. If the Commission allocates Channel 239A to Big Pine Key, Florida, Satellite Broadcasting Company will file an application for a license to operate an FM radio station on said channel, and will build the facilities promptly thereafter.
3. Following is some background information on the community of Big Pine Key, Florida:

Big Pine Key is located along US Route 1 in the southern portion of the island chain known as the Florida Keys. Big Pine Key is an unincorporated community in Monroe County, Florida. As of the 1990 Census, Monroe County had 78,024 residents. The 1990 Census

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lists the population of Big Pine Key as 4,206. According to the Lower Keys Chamber of Commerce, the current, permanent population of Big Pine Key is 5,500 residents. The population increases to over 13,000 with the arrival of tourists and seasonal residents each winter.

4. The allotment of channel 239A to Big Pine Key will provide the residents with an outlet for local expression and community service. Local health and safety would be increased due to the presence of a local communications outlet for warning the Big Pine Key area of emergency conditions created by severe weather or other health or security hazards. The need for emergency communications to the public are exacerbated by the region's susceptibility to hurricanes and flooding.
5. The above captioned Notice of Proposed Rule Making states that a Commission staff engineering analysis indicates that Channel 239A can be allotted to Big Pine Key consistent with the minimum distance separation requirements of the Commission's rules without an accompanying site restriction. Nor will the instant proposal cause a change in the channel number or a deletion of any channel now appearing in the Commission's Table of Allotments, 47 C.F.R. §73.202(b).

<u>Community</u>	<u>Present</u>	<u>Proposed</u>
Big Pine Key, Florida	281C1	239A, 281C1

6. As previously stated in its Petition for Rule Making, Joseph Novak of Satellite Broadcasting Company has a verbal commitment to lease space from a transmitter site which will provide city grade coverage (3.16mv/m or 70 dBu) to the entire community of Big Pine Key. This site would also provide full minimum spacing requirements to other allotments.

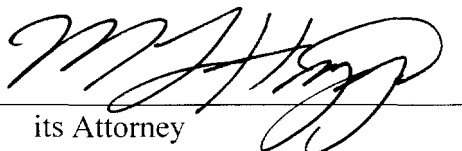
7. As a principal of Satellite Broadcasting Company, Mr. Novak certifies that, should the requested channel allotment be granted, his company will apply for a construction permit to operate an FM station for Big Pine Key, Florida. Attached hereto as Exhibit I.

Conclusion

8. It has been shown that the community of Big Pine Key, Florida would benefit from the allotment of channel 239A. It has also been shown that channel 239A can be allocated to Big Pine Key and meet all rules regarding spacing from other broadcast stations.
9. Satellite Broadcasting, Inc. hereby respectfully requests the Commission amend the Table of Allotments to include channel 239A for Big Pine Key, Florida. 47 C.F.R. §73.202(b).

Respectfully submitted,

SATELLITE BROADCASTING
COMPANY

By: 
its Attorney

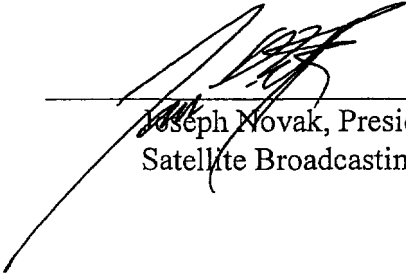
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Dated: 3/17/00

EXHIBIT I
to Comments of
Satellite Broadcasting Company

Certification Statement

I, Joseph Novak, do hereby certify that I am the president of Satellite Broadcasting Company, 644 Shore Drive, Boynton Beach, Florida 33435-2850, and that if the requested FM radio allotment is granted to the community of Big Pine Key, Florida, Satellite Broadcasting Company will submit an application for the channel and intends to construct and operate a broadcast radio station on said channel.



Joseph Novak, President
Satellite Broadcasting

Dated: 12/8/99